

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6861

BILL NUMBER: SB 247

NOTE PREPARED: May 7, 2007

BILL AMENDED: Apr 28, 2007

SUBJECT: Public Passenger Chauffeur's Licenses.

FIRST AUTHOR: Sen. Mrvan

FIRST SPONSOR: Rep. L. Lawson

BILL STATUS: Enrolled

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 X FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill:

(1) provides that a public passenger chauffeur's license is valid for four years and that the fee for the license is \$8. (Current law provides that the license is valid for two years and that the fee for the license is \$4.);

(2) authorizes the Division of Court Administration to prescribe: (A) traffic information and summons; or (B) complaint and summons; in an electronic format, to be known as an electronic traffic ticket;

(3) authorizes a law enforcement officer to issue an electronic traffic ticket in lieu of a paper ticket, and authorizes the transmission of an electronic traffic ticket to a court under certain conditions, and allows an electronic traffic ticket to be admissible in a court proceeding under certain circumstances;

(4) makes conforming amendments; and

(5) makes technical corrections.

Effective Date: July 1, 2007; January 1, 2008.

Explanation of State Expenditures: (1) Providing that a public passenger chauffeur's license is valid for four years instead of two years may mean additional expenditures for the Bureau of Motor Vehicles (BMV), but they are expected to be minimal. The fund affected is the Motor Vehicle Highway Account (MVHA) which supports the BMV.

(2) Authorizing the Division of State Court Administration to use an electronic format for traffic tickets will

result in the expenditure of federal funds already received for this purpose.

Background Information: The Judicial Technology and Automation Committee (JTAC) of the State Court Administration and various state and local law enforcement agencies are working together on a pilot initiative to develop a software application that will allow an officer to produce a uniform traffic ticket (UTT) electronically.

The electronic ticket project is being supported through a National Highway Transportation and Safety Administration 408 grant through Criminal Justice Institute (CJI). This money is available through June 30, 2007. The total amount of the 408 grant for this project is \$311,492. These funds will cover development costs for the e-ticket application and limited equipment purchase. In cooperation with CJI, additional 408 funding is to be solicited for this project for FY 2008 and FY 2009. If additional funds are received, enhancements can be made if they are needed and additional equipment can be purchased. The electronic ticket is part of the Court's Statewide Management System. The Court reports that once the application is developed, the JTAC will maintain the application using existing resources.

State law enforcement agencies may be required to purchase scanners if they do not already possess them in order to fully utilize the e-ticket application. A scanner costs about \$800, according to published information.

Explanation of State Revenues: *Summary:* Based on the average number of licenses issued, additional revenue to the Motor Vehicle Highway Account (MVHA) is estimated at approximately \$7,000 for FY 2008, \$14,500 in FY 2009, and \$3,600 in FY 2010, and a decrease in revenue of \$7,000 in FY 2011. The other funds which receive distributions from this license fee will not benefit from the \$4 fee increase in FY 2008 and FY 2009, and they will lose revenue in the third, fourth, and fifth fiscal years when these licenses will no longer be renewed after two years.

Background Information: Increasing the statutory fee for a public passenger chauffeur's license from \$4 to \$8 will mean additional revenue accruing to the MVHA in FY 2008, FY 2009, and FY 2010 with a reduction in the following year. The total fee for a public passenger chauffeur's license is \$14. The current disposition of the fee along with the changes due to this bill are shown in the following table.

	MVHA	Crossroads 2000	BMV Tech. Fund	Anti-Terrorism Fund	State License Branch Fund (BMVC)	Total Fee
Current	\$2	\$4	\$0.50	\$1.25	\$6.25	\$14
Proposed	\$6	\$4	\$0.50	\$1.25	\$6.25	\$18

For CY 2002, CY 2003, and CY 2004, the BMV issued an average of 3,637 public passenger chauffeur licenses, with total revenue averaging approximately \$50,918 per year. Based on the average number of licenses issued, additional revenue to the MVHA for CY 2008 and CY 2009 is estimated to amount to about \$14,500. The MVHA will lose approximately \$7,000 in revenue in the third and fourth years. In addition, the other funds which receive distributions from this license fee will not benefit from the \$4 increase in the first two years, and they will lose approximately \$43,600 in revenue in the third and fourth years when these licenses will no longer be renewed biennially.

The table below shows on a state fiscal year basis the projected impact on the specific funds based on the

issuance of 3,637 public passenger chauffeur licenses.

	MVHA	Crossroads 2000	BMV Tech Fund	Anti-Terrorism Fund	Lic. Branch Fund (BMVC)	TOTAL
FY 2008	\$7,274	\$0	\$0	\$0	\$0	\$7,274
FY 2009	\$14,548	\$0	\$0	\$0	\$0	\$14,548
FY 2010	\$3,637	(\$7,274)	(\$910)	(\$2,273)	(\$11,366)	(\$18,186)
FY 2011	(\$7,274)	(\$14,548)	(\$1,819)	(\$4,546)	(\$22,731)	(\$50,918)
FY 2012	\$3,637	(\$7,274)	(\$910)	(\$2,273)	(\$11,366)	(\$18,186)
FY 2013	\$14,548	\$0	\$0	\$0	\$0	\$14,548
FY 2014	\$3,637	(\$7,274)	(\$910)	(\$2,273)	(\$11,366)	(\$18,186)
FY 2015	(\$7,274)	(\$14,548)	(\$1,819)	(\$4,546)	(\$22,731)	(\$50,918)

The uses of the funds are as follows.

Fund	Uses
Motor Vehicle Highway Account	Construction, reconstruction, and maintenance, along with supporting the BMV, the State Police, the Dept. of Transportation, and the State Department of Revenue
Crossroads 2000 Fund	Bonding for highway projects
BMV Technology Fund	Upgrade technology at the BMV
Anti-Terrorism Fund	Support the Integrated Public Safety Commission
State License Branch Fund (BMV Commission)	Support the operation of the licenses branches throughout the state

Explanation of Local Expenditures: See *Explanation of State Expenditures* regarding the possible purchase of scanners by local law enforcement agencies.

Explanation of Local Revenues:

State Agencies Affected: Bureau of Motor Vehicles; State Police; Department of Transportation; State Department of Revenue, all as recipients of MVHA distributions; Division of Court Administration.

Local Agencies Affected: Recipients of MVHA distributions.

Information Sources: Bureau of Motor Vehicles Cash Audit, CY 2002, CY 2003, and CY 2004; Mary L. DePrez, Director and Counsel For Trial Court Technology, Indiana Supreme Court; Division of State Court Administration; Judicial Technology and Automation Committee, mdeprez@jtac.state.in.us, 317-233-9926.

Fiscal Analyst: James Sperlik, 317-232-9866.